

VERNON A. NELSON, JR., ESQ.  
Nevada Bar No.: 6434  
MARGARET G. FOLEY, ESQ.  
Nevada Bar No.: 7703  
THE LAW OFFICE OF VERNON NELSON  
9480 S. Eastern Avenue, Suite 244  
Las Vegas, Nevada 89123  
Tel.: 702-476-2500  
Fax.: 702-476-2788  
Email: [vnelson@nelsonlawfirm.lv.com](mailto:vnelson@nelsonlawfirm.lv.com)  
*Attorney for Plaintiff Donald S. Logay*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

DONALD S. LOGAY,

Plaintiff,

v.

MIDLAND FUNDING LLC, aka MIDLAND  
CREDIT MANAGEMENT INC., EXPERIAN  
INFORMATION SERVICES, INC.,  
EQUIFAX, INC. and TRANS UNION, LLC,

Defendants.

Case No.: 2:17-cv-00640-APG-NJK

**STIPULATION AND PROPOSED ORDER  
TO SUBSTITUTE PARTY**

Plaintiff, DONALD S. LOGAY (“Plaintiff”) and Defendant, EQUIFAX, INC. (“Defendant”) jointly submit this Stipulation regarding the substitution of EQUIFAX INFORMATION SERVICES LLC as Defendant in place of Defendant EQUIFAX, INC.

WHEREAS, Plaintiff filed an action against the Defendant for alleged violations of the Fair Credit Reporting Act, 15 U.S.C. § 1681, et. seq (“FCRA”), and related state law claims on March 1, 2017.

WHEREAS, as information became available during discovery, Plaintiff learned that EQUIFAX, INC, the named Defendant in this action is a holding company for EQUIFAX INFORMATION SERVICES LLC, and is not a credit reporting agency subject to the FCRA.

WHEREAS, counsel for both parties have agreed that EQUIFAX INFORMATION

SERVICES, LLC. is the proper party to this litigation and should be substituted for EQUIFAX, INC. as a Defendant in the above-captioned matter so that all claims made against EQUIFAX, INC. are now made against EQUIFAX INFORMATION SERVICES LLC.

WHEREAS, the Plaintiff will amend their complaint to reflect EQUIFAX INFORMATION SERVICES LLC as a Defendant in place of EQUIFAX, INC. in the above-referenced caption. Defendant does not oppose to the Plaintiff amending their complaint.

WHEREAS, by this joint request, the parties move, subject to the approval of the Court, to dismiss EQUIFAX, INC. from this action and remove EQUIFAX, INC. from the case caption and replace with EQUIFAX INFORMATION SERVICES LLC.

WHEREAS EQUIFAX INFORMATION SERVICES LLC expressly reserves all defenses, including any statute of limitations defenses.

THEREFORE, IT IS HEREBY STIPULATED, by and between the parties to this action that:

1. EQUIFAX, INC., shall be dismissed from this case, without prejudice;
2. The caption in this proceeding shall be amended to remove EQUIFAX, INC. as a defendant and shall be replaced by EQUIFAX INFORMATION SERVICES LLC. as a Defendant;

EQUIFAX INFORMATION SERVICES LLC expressly reserves all defenses, including any statute of limitations defenses.

DATED this 16<sup>th</sup> day of May, 2017

DATED this 16<sup>th</sup> day of May, 2017

THE LAW OFFICE OF VERNON  
NELSON

SNELL & WILMER, LLP

/s/ Vernon A. Nelson  
VERNON A. NELSON, JR., ESQ.  
Nevada Bar No.: 6434  
MARGARET G. FOLEY, ESQ.  
Nevada Bar No.: 7703  
9480 S. Eastern Avenue, Suite 244  
Las Vegas, Nevada 89123  
Tel.: 702-476-2500  
Fax.: 702-476-2788  
Email: [vnelson@nelsonlawfirmly.com](mailto:vnelson@nelsonlawfirmly.com)  
Attorney for Plaintiff Donald S. Logay

/s/ Bradley T. Austin  
Bradley T. Austin, Esq.  
Nevada State Bar No. 13064  
Snell & Wilmer, LLP  
3883 Howard Hughes Pkwy,  
Suite 1100 Las Vegas, NV 89169  
Tel: 702-784-5200  
Fax: 702-784-5252  
Email: [baustin@swlaw.com](mailto:baustin@swlaw.com)  
Attorneys for Equifax Information Services LLC

1 Dated this 16<sup>th</sup> day of May, 2017.

2 LEWIS BRISBOIS BISGAARD & SMITH  
3 LLP

4 /s/ Jason G. Revzin  
Jason G. Revzin, Esq.  
5 Nevada Bar No. 8629  
6 6385 S. Rainbow Blvd., Suite 600  
Las Vegas, Nevada 89118  
7 Telephone: (702) 893-3383  
Facsimile: (702) 893-3789  
8 Email: [jason.revzin@lewisbrisbois.com](mailto:jason.revzin@lewisbrisbois.com)  
9 *Counsel for Defendants, Trans Union, LLC.*

Dated this 16<sup>th</sup> day of May, 2017.

HINSHAW & CULBERTSON LLP

/s/ Michael Ayers  
MICHAEL R. AYERS  
Nevada Bar No. 10851  
2375 E. Camelback Road, Suite 750  
Phoenix, AZ 85016  
Telephone: 602-631-4400  
Facsimile: 602-631-4404  
[mayers@hinshawlaw.com](mailto:mayers@hinshawlaw.com)

and

GINA M. MUSHMECHE  
Nevada Bar No. 10411  
KRAVITZ, SCHNITZER, & JOHNSON, CHTD  
8985 S. Eastern Avenue, Suite 200  
Las Vegas, NV 89123  
Telephone: 702-362-6666  
Facsimile: 702-362-2203  
[gmushmeche@kssattorneys.com](mailto:gmushmeche@kssattorneys.com)  
*Attorneys for Midland Funding, LLC aka*  
*Midland Credit Management*

1 Dated this 16<sup>th</sup> day of May, 2017.

2 SNELL & WILMER L.L.P.

3 /s/ Bob L. Olson

4 Bob L. Olson, Esq.

Nevada Bar No. 3783

5 Charles E. Gianelloni, Esq.

Nevada Bar No. 12747

6 V.R. Bohman, Esq.

Nevada Bar No. 13075

7 3883 Howard Hughes Parkway, Suite 1100

8 Las Vegas, NV 89169

Telephone: (702) 784-5200

9 Facsimile: (702) 784-5252

Email: [bolson@swlaw.com](mailto:bolson@swlaw.com)

10 [cgianelloni@swlaw.com](mailto:cgianelloni@swlaw.com)

11 Attorneys for Experian Information Solutions,  
12 Inc.

13 **IT IS SO ORDERED.**

14   
15 \_\_\_\_\_  
16 UNITED STATES MAGISTRATE JUDGE

17 DATED: May 18, 2017

18 CASE NO: 2:17-cv-00640-APG-NJK  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28